



RECEIVED
CENTRAL FAX CENTER

JAN 28 2005

FOLEY & LARDNER LLP
ATTORNEYS AT LAW

11250 EL CAMINO REAL, SUITE 200
SAN DIEGO, CA 92130
P.O. BOX 80278
SAN DIEGO, CALIFORNIA 92138-0278
TELEPHONE: 858.847.6700
FACSIMILE: 858.792.6773
WWW.FOLEY.COM

FACSIMILE TRANSMISSION

Total # of Pages 11 (including this page)

TO:	PHONE #:	FAX #:
Commissioner For Patents U.S. Patent and Trademark Office		703.872.9306

From : Joseph P. Meara
Date : January 28, 2005
Client/Matter No : 026063-1402
USSN : 09/699,030
Filing Date : 10/26/2000
Examiner : Fredman, J.
Art Unit : 1637
User ID No : 4113

Transmitted herewith for filing in the above-referenced application are the following.

- 1) Amendment Transmittal (2 pages); and
- 2) Amendment (8 pages).

Thank you.

If there are any problems with this transmission or if you have not received all of the pages, please call (858) 847-6756.

Operator:	Time Sent:	Return Original To: Line S. Gauthier
-----------	------------	---

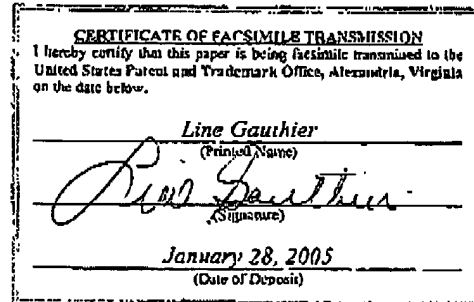
CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

JAN 28 2005

Atty. Dkt. No. 026063-1402

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kumar, et al.
 Title: DIDEOXY DYE TERMINATORS
 Appl. No.: 09/699,030
 Filing Date: 10/26/2000
 Examiner: Fredman, J.
 Art Unit: 1637

**AMENDMENT TRANSMITTAL**

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

I ☒ The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	8	-	41	=	0	x	\$50.00	=	\$0.00
Independent Claims:	6	-	12	=	0	x	\$200.00	=	\$0.00
First presentation of any Multiple Dependent Claims:							+	\$360.00	= \$0.00
CLAIMS FEE TOTAL									= \$0.00

[] Please charge Deposit Account No. 50-2350 in the amount of \$0.00. A duplicate copy of this transmittal is enclosed.

-1-

023.285565.1

Atty. Dkt. No. 026063-1402

- ☐ A check in the amount of \$0.00 is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-2350. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-2350. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-2350.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date January 28, 2005

By Joseph P. Meara

FOLEY & LARDNER LLP
P.O. Box 80278
San Diego, California 92138-0278
Telephone: (858) 847-6714
Facsimile: (858) 792-6773

Joseph P. Meara
Registration No. 44,932
For Richard J. Warburg
Attorney for Applicant
Registration No. 32,327

JAN 28 2005

Atty. Dkt. No. 026063-1402

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kumar, et al.
Title: DI-DEOXY DYE
TERMINATORS
Appl. No.: 09/699,030
Filing Date: October 26, 2000
Examiner: Fredman, J.
Art Unit: 1637

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below. <u>Line Gauthier</u> (Printed Name) <u><i>Paul Gauthier</i></u> (Signature) <u>January 28, 2005</u> (Date of Deposit)

AMENDMENT AND REPLY UNDER 37 CFR 1.116

Mail Stop AF
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

This communication is responsive to the final Office Action dated October 28, 2004, concerning the above-referenced patent application.

The Commissioner is hereby authorized to charge any fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this document.

Remarks/Arguments begin on page 8 of this document.

Please amend the application as follows:

-1-

023.265562.1